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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/853,083	05/10/2001	Kenji Uchiyama	9319S-000204	5266
27572	7590	08/23/2004	EXAMINER	
HARNESS, DICKEY & PIERCE, P.L.C.			RUDE, TIMOTHY L	
P.O. BOX 828			ART UNIT	
BLOOMFIELD HILLS, MI 48303			PAPER NUMBER	
			2883	

DATE MAILED: 08/23/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/853,083

Applicant(s)

UCHIYAMA, KENJI

Examiner

Timothy L Rude

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 10 June 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1,3,5-14 and 16-25 is/are pending in the application.
- 4a) Of the above claim(s) 1,3,5-13,16-20,22,24 and 25 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 14,21 and 23 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 20040728.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Claims***

1. Claims 1, 9, 12, 14, and 23-25 are amended. Objections to claims 1 and 9 are withdrawn.

### ***Election/Restrictions***

Claims 1, 3, 5-13, 16-20, 22, 24, and 25 are withdrawn from further consideration pursuant to 37 CFR 1.142(b), as being drawn to a nonelected invention or species, there being no allowable generic or linking claim. Applicant timely traversed the restriction (election) requirement in the reply filed on 10 June 2004.

Applicant's election with traverse of invention II and species D (claims 14, 21, and 23) in the reply filed on 10 June 2004 is acknowledged. The traversal is on the ground(s) that no undue burden would be placed upon the examiner. This is not found persuasive because Applicant claims method of making details that have no relevance to the product structure produced and Applicant claims details of structure and material properties that are difficult to search in that they are very hard to find with "picture" searching and "text string" searching. Rather, searching such specifics entails bulk reading of numerous patents considered relevant to the instant Application. Examiner maintains a proper search of the non-elected claims would pose undue burden.

The requirement is still deemed proper and is therefore made FINAL.

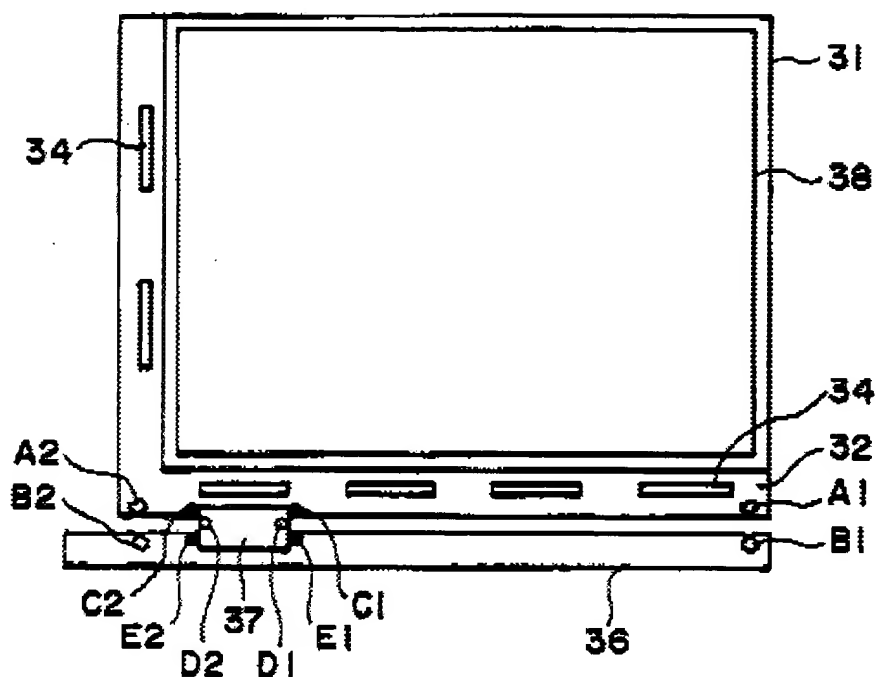
***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

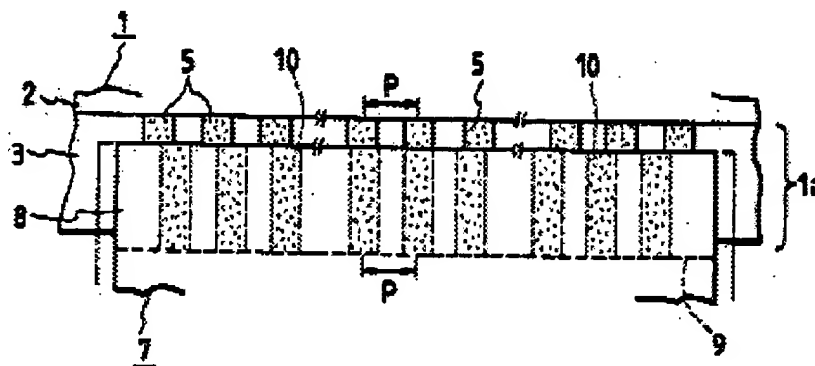
2. Claims 14, 21, and 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over Takahashi et al (Takahashi) USPAT 6,266,119 in view of Ishikawa et al (Ishikawa) USPAT 5,258,866.

As to claims 14 and 23, Takahashi discloses an apparatus (Applicant's electro-optical device) made by a method using substrate alignment marks, A1, A2, spaced approximately equal to the spacing of driver board (Applicant's mount base member) alignment marks B1, and B2, (Figure 6) (Applicant's plurality of second alignment marks being arranged at a spacing approximately equal to a spacing of the plurality of first alignment marks) to accurately align one set of terminals on said substrate with another opposing set of terminals on the driver board flexible film to facilitate thermal compression bonding.



**FIG. 6**

Takahashi discloses the nature of the alignment problem, the dimensional change due to process heating, and decreasing the error by finely adjusting a size of a mask used in the electrode pattern formation (col. 1, lines 51-67, and col. 2, lines 1-48, especially col. 2, lines 29-39) so the pitches become substantially equal to each other during the bonding process (dimensional error reduced to acceptable magnitude which results in substantially equal pitch).



Ishikawa is evidence that ordinary workers in the art of liquid crystals would find the reason, suggestion, or motivation to add the use of a mount base member with pitch  $p=P/(1+\alpha)$  having a linear thermal expansion coefficient that is larger than a linear thermal expansion coefficient of the glass substrate by an amount related to  $\alpha$  to ensure the method directly connects the first terminal bank and the second terminal bank, both of which become substantially equal to each other in pitch.

Therefore, it would have been obvious to one having ordinary skill in the art of liquid crystals at the time the invention was made to modify the method of Takahashi with the use of a mount base member with pitch  $p=P/(1+\alpha)$  having a linear thermal expansion coefficient that is larger than a linear thermal expansion coefficient of the glass substrate by an amount related to  $\alpha$  to ensure the method directly connects the first terminal bank and the second terminal bank, both of which become substantially equal to each other in pitch, thereby making obvious the claimed method comprising: a first step of aligning the substrate with the mount base member so that a plurality of first alignment marks, which are formed on the surface of the substrate and arranged to be opposed to each other with a first terminal bank interposed therebetween, is aligned with a plurality of second alignment marks, which are formed on the surface of the mount base member and arranged to be opposed to each other with a second terminal bank interposed therebetween, the first terminal bank being formed on the surface of the substrate, the second terminal bank being formed on the surface of the mount base member at a pitch which is smaller than a pitch of the first terminal bank, the plurality of

second alignment marks being arranged at a spacing approximately equal to a spacing of the plurality of first alignment marks; and

a second step of connecting the first terminal bank to the second terminal bank with thermal compression bonding, the mount base member having a linear thermal expansion coefficient that is larger than a linear thermal expansion coefficient of the substrate;

wherein the connection step directly connects the first terminal bank and the second terminal bank, both of which become substantially equal to each other in pitch when the substrate and the mount base member are deformed during the thermal compression bonding of the substrate and the mount base member, and wherein during the connection step, the plurality of second alignment marks become spaced mutually more apart than the spacing of the first alignment marks due to thermal expansion.

Please note: Applicant's newly added recitations pertaining to terminal banks simultaneously formed with alignment marks have been fully considered, however, said recitations are considered to have no relevance to the structure of the device because simultaneous forming does not limit material type, location, size, or any other attribute of the product produced.

As to claim 21, Takahashi discloses the use of polyimide film with a thickness of 15-75  $\mu\text{m}$  (col. 5, lines 11-19) which overlaps the claimed range. Takahashi discloses the dimensional error due to process heating to be generally between 0.05% and 0.1% (col. 2, lines 35-39) which would necessitate a corresponding pitch reduction range that



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compares to the claimed range. The expansion coefficient range would be inherent to the film material, would vary accordingly, and would affect the thermal expansion and in turn the selected pitch compensation.

Takahashi discloses the use of glass (col. 1, lines 51-53) and said polyimide as an example material (col. 5, lines 15-19). Substitution of similar materials (with thermal expansion coefficients in the claimed range resulting in alignment mark spacing in the claimed range) is not considered patentably distinct unless unexpected results are obtained.

### ***Response to Arguments***

3. Applicant's arguments filed on 24 February 2004 have been fully considered but they are not persuasive.

#### **Applicant's ONLY arguments are as follows:**

Prior art does not teach alignment marks simultaneously formed with the terminal banks.

#### **Examiner's responses to Applicant's ONLY arguments are as follows:**

It is respectfully pointed out that the prior art does not need to teach simultaneous forming of alignment marks with the terminal banks because simultaneous forming is considered to have no relevance to the structure of the device because

simultaneous forming does not limit material type, location, size, or any other attribute of the product produced. In this particular case, these product by process limitations do not further limit the product (device) claims as presently broadly written and broadly interpreted.

IDS filed 28 July 2004 provides two references relevant to the instant Application. References cited but not applied are relevant to the instant Application.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Timothy L Rude whose telephone number is (571) 272-2301. The examiner can normally be reached on Monday through Thursday.

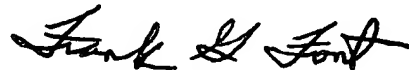
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Frank Font can be reached on (571) 272-2415. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



tlr

Timothy L Rude  
Examiner  
Art Unit 2883



Frank G. Font  
Supervisory Patent Examiner  
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